

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Sheng-Wen Cheng,

File No. 23-cv-2152 (ECT/LIB)

Petitioner,

v.

**ORDER ACCEPTING REPORT
AND RECOMMENDATION**

Jared Rardin,

Respondent.

Magistrate Judge Leo I. Brisbois issued a Report and Recommendation on January 10, 2024. ECF No. 27. No party has objected to that Report and Recommendation, and it is therefore reviewed for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all of the files, records, and proceedings in the above-captioned matter, **IT IS ORDERED THAT:**

1. The Report and Recommendation [ECF No. 27] is **ACCEPTED**;
2. Petitioner Sheng-Wen Cheng's Petition for a Writ of Habeas Corpus [ECF No. 1] is **DENIED without prejudice as moot**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: February 9, 2024

s/ Eric C. Tostrud

Eric C. Tostrud

United States District Court